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PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 37794-0032

First Inventor Peter K. LAW

Title MYOBLAST TRANSFER THERAPY FOR RELIEVING PAIN AND
FOR TREATING BEHAVIORAL AND PERCEPTIVE
ABNORMALITIES

Express Mail Label No.

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification (Total Pages)
(preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) (Total Sheets)
5. Oath or Declaration (Total Pages)
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for a continuation/divisional with Box 18 completed)
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. §3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No: 09 / 132,321

Prior application information: Examiner R. Shukla

Group / Art Unit: 1632

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

26633

(Insert Customer No. or Attach bar code label here)

or ☐ Correspondence address below

Name	Marvin A. Motsenbocker				
	Heller Ehman White & McAuliffe LLP				
Address	1666 K. Street, NW				
	Suite 300				
City	Washington	State	DC	Zip Code	20006
Country	USA	Telephone	(202) 912-2000	Fax	(202) 912-2020

Name (Print/Type)	Marvin A. Motsenbocker	Registration No. (Attorney/Agent)	36,614
Signature	<i>Marvin Motsenbocker</i>	Date	November 8 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



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PATENT TRADEMARK OFFICE

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Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\$)	370
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Complete if Known

Application Number	Continuation of 09/132,321
Filing Date	Herewith - November 8 2001
First Named Inventor	Peter K. LAW
Examiner Name	Unassigned
Group / Art Unit	Unassigned
Attorney Docket No.	37794-0032

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

08-1641

Deposit
Account
Name

HELLER EHRMAN WHITE & MCAULIFFE

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims	19	-20 **	= 0	X		=	0
Independent Claims	2	-3 **	= 0	X		=	0
Multiple Dependent				X		=	0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
105	130	65	Surcharge - late filing fee or oath
127	50	25	Surcharge - late provisional filing fee or cover sheet.
139	130	130	Non-English specification
147	2,520	2,520	For filing a request for reexamination
112	920*	920*	Requesting publication of SIR prior to Examiner action
113	1,840*	1,840*	Requesting publication of SIR after Examiner action
115	110	55	Extension for reply within first month
116	400	200	Extension for reply within second month
117	920	460	Extension for reply within third month
118	1,440	720	Extension for reply within fourth month
128	1,960	980	Extension for reply within fifth month
119	320	160	Notice of Appeal
120	320	160	Filing a brief in support of an appeal
121	280	140	Request for oral hearing
138	1,510	1,510	Petition to institute a public use proceeding
140	110	55	Petition to revive – unavoidable
141	1,280	640	Petition to revive – unintentional
142	1,280	640	Utility issue fee (or reissue)
143	460	230	Design issue fee
144	620	310	Plant issue fee
122	130	130	Petitions to the Commissioner
123	50	50	Processing fee under 37 CFR 1.17 (q)
126	180	180	Submission of Information Disclosure Stmt
581	40	40	Recording each patent assignment per property (times number of properties)
146	740	370	Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	370	For each additional invention to be examined (37 CFR § 1.129(b))
179	740	370	Request for Continued Examination (RCE)
169	900	900	Request for expedited examination of a design application


Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(S) 0

SUBMITTED BY

				Complete (if applicable)	
Name (Print/Type)	Marvin A. Molsenbocker	Registration No. Attorney/Agent)	36,614	Telephone	202-912-2000
Signature				Date	November 8, 2001

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